

AMENDED IN SENATE AUGUST 20, 2010

AMENDED IN SENATE JULY 15, 2010

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 1552

**Introduced by Committee on Utilities and Commerce (Fuentes
Bradford (Chair), Duvall (Vice Chair), Blakeslee, Buchanan,
Carter, Fong, Furutani, Huffman, Krekorian, Smyth, and
Torrico)**

March 10, 2009

~~An act to amend Sections 398.2, 398.3, 398.4, and 398.5 of the Public
Utilities Code, relating to energy. An act to add Section 13142.6 to the
Water Code, relating to water.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1552, as amended, Committee on Utilities and Commerce.
~~Electricity. Water: coastal powerplants.~~

*Existing law establishes the policy of the state with respect to water
quality as it relates to the coastal marine environment.*

*This bill would provide that for a municipally owned coastal
powerplant that is not new, as defined, the best available technology
for a municipally owned powerplant shall be evaluated on a facility-wide
basis using design flow. The bill would also provide that considerations
regarding the feasibility of installing the best available technology shall
rely on a specified definition of "feasibility." The bill would require
the State Water Resources Control Board's statewide water quality
control policy on the use of coastal and estuarine waters for powerplant
cooling to allow municipally owned coastal powerplants to comply with
certain requirements.*

~~The California Renewables Portfolio Standard Program requires the Public Utilities Commission to implement annual procurement targets for the procurement of eligible renewable energy resources, as defined, for all retail sellers, as defined, to achieve the targets and goals of the program. Existing law establishes a separate program under which retail suppliers of electricity disclose accurate, reliable, and simple to understand information on the generation attributes of the electricity they propose to sell, including eligible renewables, as defined. Existing law provides that a retail supplier that does not make any claims that identify its electricity sources as different than net system power, as defined, is authorized to disclose net system electricity sources.~~

~~This bill would replace the term “retail supplier” with “retail seller” and would replace the term “eligible renewables” with “eligible renewable energy resources” in the later described program and would incorporate definitions for those terms that are applicable to the California Renewables Portfolio Standard Program. The bill would make other nonsubstantive changes.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 13142.6 is added to the Water Code, to
2 read:
3 13142.6. (a) For a municipally owned coastal powerplant that
4 is not new, as defined in Section 125.83 of Title 40 of the Code of
5 Federal Regulations as of July 1, 2007, the best available
6 technology shall be evaluated on a facility-wide basis using design
7 flow.
8 (b) Considerations regarding the feasibility of installing the
9 best available technology for a municipally owned powerplant
10 shall rely on the definition of feasibility set forth in Section 21061.1
11 of the Public Resources Code.
12 (c) The implementation schedule contained in the State Water
13 Resources Control Board’s statewide water quality control policy
14 on the use of coastal and estuarine waters for powerplant cooling,
15 adopted May 4, 2010, and any subsequent policy modifying the
16 May 4, 2010, policy, shall allow municipally owned coastal
17 powerplants, until December 31, 2031, to comply unless the system
18 or local reliability will be jeopardized by this date, in which case

1 *the provisions for compliance date suspensions or modifications*
2 *contained in the policy shall apply.*
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**All matter deleted in this version of the bill
appears in the bill as amended in the
Senate, July 15, 2010. (JR11)**